

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING CONTINUATION/DIVISIONAL
APPLICATION UNDER 37 C.F.R. § 1.53(b)

Box **PATENT APPLICATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Customer Number **2 1 8 3 9**

Sir:



This is a request for filing a ☒ continuation ☐ divisional application under 37 C.F.R. § 1.53(b) of the following pending application, by the following named inventor(s):

Application No. 09/984,399

Filed: October 30, 2001

Title:

Packaging Laminate with Gas and Aroma Barrier Properties

Inventor(s): Bertrand Jaccoud

031088 U.S. PTO
10/692851
102703

- ☒ The entire disclosure of the prior application from which a copy of the oath or declaration is supplied herewith is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. § 1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application.

- ☐ This application is being filed by more than all the inventors named in the prior application. In accordance with 37 C.F.R. § 1.63(d)(5), a new oath or declaration is enclosed, and the Commissioner is requested to add the name(s) of the following person or persons who are inventors of the invention being claimed in this application.

- ☐ Applicant(s) hereby request(s) that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.
- ☒ Applicant(s) suggests Figure 5 for inclusion on the front page of the patent application publication and patent.

☐ Applicant(s) requests that the published application include the following assignment information:

1. ☒ Enclosed is a copy of the prior Application No. 09/984,399 as originally filed on October 30, 2001, including copies of the specification, claims, drawings and the executed oath or declaration as filed.
2. ☐ Enclosed is a revised prior application and a copy of the prior executed oath or declaration as filed. No new matter has been added to the revised application.
3. ☐ Small entity status is hereby claimed.
4. ☒ The filing fee is calculated below ☒ and in accordance with the enclosed preliminary amendment.

CLAIMS					
	No. of Claims		Extra Claims	Rate	Fee
Basic Application Fee (1001)					\$ 770.00
Total Claims	16	MINUS 20 =	0	x \$18.00 (1202) =	\$ 0.00
Independent Claims	4	MINUS 3 =	1	x \$86.00 (1201) =	\$ 84.00
If multiple dependent claims are presented, add \$290.00 (1203)					
Total Application Fee					\$ 854.00
<input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Application Fee					\$ 0.00
Add Assignment Recording Fee of \$40.00 (8021) if Assignment document is enclosed.					
TOTAL APPLICATION FEE DUE					\$ 854.00

5. ☐ This application is being filed without a filing fee. Issuance of a Notice to File Missing Parts of Application is respectfully requested.
6. ☐ Charge _____ to Deposit Account No. 02-4800 for the fee due.
7. ☒ A check in the amount of \$ 854.00 is enclosed for the fee due.
8. ☒ The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.
9. ☒ Cancel in this application original claims 1-21 of the prior application before calculating the filing fee.
10. ☒ New drawings are enclosed.
11. ☒ Applicant(s) claims priority under 35 U.S.C. § 119 of the following application(s):

<u>Sweden</u>	<u>9901258-5</u>	<u>Apr. 7, 1999</u>
Country	Application No.	Filing Date
_____	_____	_____
Country	Application No.	Filing Date

- ☒ The certified copy of the priority application
- ☐ is enclosed.
- ☒ was filed on Oct. 10, 2001 in prior Application No. 09/544,220, filed on Apr. 7, 2000, and acknowledged by the Examiner on Oct. 22, 2001 in Paper No. 10.
- ☐ has not yet been filed.

12. ☒ A preliminary amendment is enclosed.
13. ☒ An Information Disclosure Statement is enclosed.
14. ☐ A General Authorization for Payment of Fees and Petitions for Extensions of Time is enclosed.
15. ☐ Also enclosed is _____
16. ☒ The power of attorney in the prior application is to Robert S. Swecker
- a. ☒ The power appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☐ Recognize as Associate Attorney _____
- d. ☒ Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)
Burns, Doane, Swecker & Mathis, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404

10/27/03
Date

By:

Brian R. O'Shaughnessy
Registration No. 32,747

Address of signator:

Burns, Doane, Swecker & Mathis, L.L.P.
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- ☐ inventor(s)
☐ assignee of complete interest
☐ attorney or agent of record
☒ filed under 37 C.F.R. § 1.34(a)